Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/0

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 10-31.05

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service be Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in . of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA. 4 Plaintiff. 5 IN EQUITY NO. C-125 WALKER RIVER PAIUTE TRIBE, 6 SUBFILE NO. C-125-B Plaintiff-Intervenor. 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 I am filing this document with the District Court at the following address: 2. 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons, I am mailing a copy of this document to: 18 Susan L. Schneider Attorney for the United States of America 19 United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 Littleton, Colorado 80160 21. I (or the entity on whose behalf I am acting) will retain all defenses or objections 4. 22 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 If I (or the entity on whose behalf I am acting) have retained an attorney to represent 5. 25 me in these proceedings, I identify that attorney below, along with his or her mailing address, 26 27 telephone number, and facsimile number: 28

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 3 of 38

1	Attorney:
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3	Address:
4	- -
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6	Phone Number:
7	Fax Number:
8	Janga thegy-
9	(Signature)
10	S_{l-l}
11	Sherilyn Bruegenaun (Printed or typed Name)
12	(Finited of typed Name)
13	
14	(Entity, if any, on whose
15	behalf you are appearing)
16	1476 Wild Ins Ch
17	(Address)
18	775 782-3066
19	(Telephone number)
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Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 5 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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Date: 11-3-05

Signature

Bottly Buchan an

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 7 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: <u>10-26-05</u>	Made linet Quettone Signature Madeline + Buetwer Printed/Typed Name	
	If you are acting on behalf of any entity, identify that	t vou are
	acting as:	of
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 8 of 38

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Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 9 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: 10-26-05	Wilhelm Buellner Signature Wilhelm Buellner	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify that you are acting as:	2
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 11 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

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Date: 1/19/2005

Signature

James R Bull

Karen K BulL

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as: _____Trustees

Bull Family Trust DTD 04/07/04

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with

notice of appearance and intent to participate.

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 13 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

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Date: //-5-05	Signature Signature Gary R. Butler Printed/Typed Name
	If you are acting on behalf of any entity, identify that you are
	acting as: of
	(Title)
	(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA. 4 Plaintiff. 5 WALKER RIVER PAIUTE TRIBE, IN EQUITY NO. C-125 6 Plaintiff-Intervenor, SUBFILE NO. C-125-B 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT. a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 I am filing this document with the District Court at the following address: 2.. 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons, I am mailing a copy of this document to: 18 Susan L. Schneider Attorney for the United States of America 19 United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 Littleton, Colorado 80160 21 I (or the entity on whose behalf I am acting) will retain all defenses or objections 22 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 If I (or the entity on whose behalf I am acting) have retained an attorney to represent 25 5. me in these proceedings, I identify that attorney below, along with his or her mailing address, 26 telephone number, and facsimile number: 27 28

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 15 of 38

1	Attorney:	
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3	Address:	
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6	Phone Number:	
7	Fax Number:	Λ
8		Day R Brita
9		(Signature)
10		
11		Gary R. Butler
12		(Printed or typed Name)
13		·
14	·	
15		(Entity, if any, on whose behalf you are appearing)
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18		(Address)
19		(Telephone number)
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Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 17 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 19 of 38

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1	Attorney:	
2		
3	Address:	
4	_ ·	
5	·	
6	Phone Number:	
7	Fax Number:	11 0 2 00
8	·	Theron a Butler
9		(Signature)
10		£ 12 11
1.1		Theresa A. Dutler
12		(Printed or typed Name)
13	·	
14		
15		(Entity, if any, on whose behalf you are appearing)
16		
17		
18		(Address)
19		(Telephone number)
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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 21 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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Date: 10-16-05	Signature Roxanne L. Jones - Cartwright	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify that you	are
	acting as:	of
	(Title)	
·	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA. 4 Plaintiff. 5 WALKER RIVER PAIUTE TRIBE. IN EQUITY NO. C-125 6 Plaintiff-Intervenor. SUBFILE NO. C-125-B 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT. 9 a corporation, et al., NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 1. I hereby enter my appearance in this sub-proceeding in this case. 12 2. I am filing this document with the District Court at the following address: 13 Chief Deputy Clerk United States District Court for the 1.4 District of Nevada 1.5 400 South Virginia Street, Suite 301 Reno, Nevada 89501 1.6 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons. I am mailing a copy of this document to: 1.8 Susan L. Schneider 19 Attorney for the United States of America United States Department of Justice 20 Environment & Natural Resources Division P.O. Box 756 21 Littleton, Colorado 80160 I (or the entity on whose behalf I am acting) will retain all defenses or objections 22 4. to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 If I (or the entity on whose behalf I am acting) have retained an attorney to represent 25 5. me in these proceedings. I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number: 27 28 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 23 of 38 Attorney: J. Address: Phone Number: Fax Number: ROXANNE L. Jones-Cartwright 11. (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 24 of 38

Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 25 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER - DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to
- 3. Il agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to t	he lawsuit
or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice	in Lieu of
Summons or in the service of the Notice in Lieu of Sommons.	

Date: 10-25-05

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in a of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1		•
2	IN THE UNITED STATES DIST FOR THE DISTRICT OF	
3	UNITED STATES OF AMERICA.	
4	Plaintiff,)	
5	WALKER RIVER PAIUTE TRIBE,)	IN EQUITY NO. C-125
6	Plaintiff-Intervenor,)	SUBFILE NO. C-125-B
7	vs.	
8 9	WALKER RIVER IRRIGATION DISTRICT,) a corporation, et al.,	
10	NOTICE OF APPEARANCE AND INTE	NT TO PARTICIPATE
11.	1. I hereby enter my appearance in this sub-pr	roceeding in this case
12	2. I am filing this document with the District	
13	Chief Deputy Clerk	
14	United States District Court for the District of Nevada	
15	400 South Virginia Street, Suite 301 Reno, Nevada 89501	
16	3. In the envelope provided for return of my V	Waiver of Service of Notice in Lieu of
17	Summons. I am mailing a copy of this document to:	
:3	Susan L. Schneider	
19	Attorney for the United States of America United States Department of Justice	
20	Environment & Natural Resources Division P.O. Box 756	n
21	Littleton, Colorado 80160	\ \
22,	4. I (or the entity on whose behalf I am acting	•
23	to the lawsuit or to the jurisdiction or venue of the court e	
24	in the Notice in Lieu of Summons or in the service of the l	·
25	5. If I (or the entity on whose behalf I am acting)	•
26	me in these proceedings, I identify that attorney below, a	long with his or her mailing address,
27	telephone number, and facsimile number:	
28	·	

Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 27 of 38

1	Attorney:	
2		
3	Address:	
4		
5	·	
6	Phone Number:	
77	Fax Number:	
8		Jonnyll Sarfwing AV
9		(Signature)
10		. 10-
11		Jammy W. Carhirigh
12		(Printed or typed Name)
13		
14		(Entity, if any, on whose
15		behalf you are appearing)
16		· · · · · · · · · · · · · · · · · · ·
17		(Address)
18 19		
20		(Telephone number)
21		
22		
23		
24		
25		
	ii	,

Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 29 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: October 18, 2005	Signature Ross E. de Lipkau	8
	Printed/Typed Name	
;	If you are acting on behalf of any entity, identify that y acting as: attorney	ou are of
	(Title)	
	Michael J. Chilton	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 30 of 38

1	F	LED
2	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA UCT	9 PM12: 21
3	UNITED STATES OF AMERICA.	S. WILSON
4	Plaintiff,) BY	PUTY
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY	,
6 7	Plaintiff-Intervenor,) SUBFILE NO	D. C-125-B
8	vs.	
9	WALKER RIVER IRRIGATION DISTRICT, 3 a corporation, et al.,	
10	NOTICE OF APPEARANCE AND INTENT TO PARTIC	CIPATE
11	1. I hereby enter my appearance in this sub-proceeding in this	case
12	2. I am filing this document with the District Court at the follo	
13	Chief Deputy Clerk	
14	United States District Court for the District of Nevada	
16	400 South Virginia Street, Suite 301 Reno, Nevada 89501	
17	3. In the envelope provided for return of my Waiver of Service	of Notice in Lieu of
:8	Summons. I am mailing a copy of this document to:	
19	Susan L. Schneider Attorney for the United States of America	
20	United States Department of Justice Environment & Natural Resources Division P.O. Box 756	
21	Littleton, Colorado 80160	
22	4. I (or the entity on whose behalf I am acting) will retain all de	efenses or objections
23	to the lawsuit or to the jurisdiction or venue of the court except for objection	ns based on a defect
24	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of	•
25	5. If I (or the entity on whose behalf I am acting) have retained an	•
26	me in these proceedings. I identify that attorney below, along with his or l	ner mailing address,
27	telephone number, and facsimile number:	
20	N	

Case \$:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 31 of 38

Ross E. de Lipkau Attorney: 1 2 P.O. Box 2790 Address: 3 Reno, Nevada 89505 4 5 Phone Number: (775) 323-1601 6 Fax Number: (775) 348-7250 7 r E de replace 8 (Signature) 9 10 Ross E. de Lipkau 11 (Printed or typed Name) 12 1.3 Michael J. Chilton 1.4 (Entity, if any, on whose 1.5 behalf you are appearing) 1.6 P.O. Box 2790 Reno, Nevada 89505 17 (Address) 3.8 (775) 323-1601 1.9 (Telephone number) 2:0 21 22 23 24 25 26 27

28

Case 3:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 33 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of United States v. Walker River Irrigation District, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
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- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 11-10-05	Susan Q. Clay Signature Susan A. CLAY Printed/Typed Name	
	If you are acting on behalf of any entity, identify that you are	e
	acting as:	
	(Title)	•
	(Corporate, Trust, Partnership or other entity)	
	(

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-CSD Document 2 Filed 12/19/05 Page 35 of 38

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 9.26.05

Signature THOMAS O

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are

acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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1	·	
2	IN THE UNITED STATES D FOR THE DISTRICT O	
3	UNITED STATES OF AMERICA,)
4	Plaintiff,)
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,	SUBFILE NO. C-125-B
7))
8	VS.	
9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,)
1.0	NOTICE OF APPEARANCE AND INT	TENT TO PARTICIPATE
11,	I hereby enter my appearance in this sub	-proceeding in this case.
1.2	2. I am filing this document with the Distri	
13	Chief Deputy Clerk	or could be me notion and a consequent
14	United States District Court for the District of Nevada	
15	400 South Virginia Street, Suite 301 Reno, Nevada 89501	
16	3. In the envelope provided for return of m	y Waiver of Service of Notice in Lieu of
17	Summons. I am mailing a copy of this document to:	y warrer of dervice of Novice in Lieu of
13		
19	Susan L. Schneider Attorney for the United States of Americ	ca
20	United States Department of Justice Environment & Natural Resources Divis P.O. Box 756	sion
21	Littleton, Colorado 80160	,
22	4. I (or the entity on whose behalf I am acti	ng) will retain all defenses or objections
23	to the lawsuit or to the jurisdiction or venue of the cour	t except for objections based on a defect
24	in the Notice in Lieu of Summons or in the service of th	e Notice in Lieu of Summons.
25	5. If I (or the entity on whose behalf I am action	ng) have retained an attorney to represent
26	me in these proceedings, I identify that attorney below	, along with his or her mailing address,
27	telephone number, and facsimile number:	·
28		

Case 8:73-cy-00127-MMD-CSD Document 2 Filed 12/19/05 Page 37 of 38

11	
1	Attorney: TO BE DETERMENTO
2	CLOON DESCRIPTION
3	Address:
4	
5	
6	Phone Number:
7	Fax Number:
8	Somo Somo
9	(Signature)
10	
11	THOMASO. (JEMBY)
12	(Printed or typed Name)
13	
14	1128
15	(Entity, if any, on whose
16	behalf you are appearing)
17	TRUST
18	(Address)
19	(Telephone number)
20	
21	
22	
2.3	
2.4	
2.5	
26	